

Hon'ble M.M. Ghildiyal, J.

Heard Sri B.P. Nautiyal, learned counsel for the petitioners and Sri Shobhit Saharia learned counsel for the respondents.

By means of this writ petition, the petitioners have prayed for the following reliefs:-

- i. Issue a writ, order or direction in the nature of mandamus directing the respondents to consider the petitioners for regularization of their respective posts in the Garhwal Mandal Vikas Nigam and regularize their services on their respective posts,
- ii. Issue writ, order or direction in the nature of mandamus directing the respondents to grant pay scale of their respective posts from the date they are working on these posts,
- iii. Issue any suitable writ, order or direction which the Hon'ble Court may deem fit and proper in the circumstances of the case,
- iv. Award cost of the petition to the petitioners.

Since the main prayer sought by means of this petitioner is for regularization of petitioners' services on the posts on which they are working. This prayer cannot be granted by this Court in view of the judgment of Hon'ble the Apex Court in the case of State of Karnataka vs. Uma Devi, reported in 2006 (4) Supreme Court Cases, page-01. Therefore, the petition lacks merit and deserves to be dismissed.

Accordingly, the writ petition is dismissed. No order as to costs.

(M.M.G., J.)

07.05.2007:

NCM: